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A Subsidiary of Arch Western Resources, LLC

**DUGOUT CANYON MINE**

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**FACSIMILE TRANSMITTAL***Handwritten:*  
8/28/06  
Task 0550DATE: 8-28-06 No. of Pages (Including Cover) 2TO: Wayne WesternCOMPANY: UDOGMFROM: Vicky MillerREMARKS: Asphalt Disposal

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AUG 28 2006

U.S. DEPT. OF OIL, GAS &amp; MINING

Canyon Fuel Company, LLC  
Dugout Canyon Mine

Refuse Pile Amendment  
June/August-January 2006

Should a problem be identified, a mitigation plan will be prepared and submitted to the Division for approval. All identified potential acid or toxic-forming materials will be buried after the material handling plan is approved by the Division.

Copies of the toxicity/acid-base results from the samples collected at the Dugout Canyon Mine are presented in RA Attachment 5-4 and Appendix 5-7 of the approved M&RP.

Asphalt. During reclamation of the refuse pile site, asphalt used for surfacing the access road will be broken and placed in the refuse pile, then covered with a minimum of 5 feet of non-acid/non-toxic forming material.

### **537 Regraded Slopes**

#### **537.100 Division Approval**

No mining or reclamation activities will be conducted in the refuse pile permit area that require approval of the Division for alternative specifications or for steep cut slope.

#### **537.200 Regrading of Settled and Revegetated Fills**

Upon completion of the filling of the refuse pile, the site will be reclaimed. The refuse fill will be constructed in a prudent manner to ensure that the pile will be stable. Geotechnical analysis of the proposed configuration is presented in RA Attachment 5-2.

Based on the proposed construction plans, the pile will be constructed to achieve the final configuration. Following completion of the construction, the pile surface will be prepared for soil distribution and revegetation according to plans presented in Chapter 2 and 3 of this submittal.

### **540 RECLAMATION PLAN**

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